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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/727,215	11/30/2000	Masahiro Fujihara	203831US6	3520

7590

09/09/2003

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EXAMINER

NGUYEN, ANH T

ART UNIT

PAPER NUMBER

2121

DATE MAILED: 09/09/2003

6

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/727,215

Applicant(s)

FUJIHARA, MASAHIRO

Examiner

Anh T Nguyen

Art Unit

2121

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 30 November 2000.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-12 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-12 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 November 2000 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☒ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ 6) ☐ Other: _____

DETAILED ACTION

Priority

Acknowledgment is made of applicant's claim for foreign priority based on an application filed in Japan on December 3, 1999. It is noted, however, that applicant has not filed a certified copy of the P11-344395 application as required by 35 U.S.C. 119(b).

Specification

The title of the invention is not descriptive. A new title is required that is clearly indicative of the invention to which the claims are directed.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

1. Claims 1-12 are rejected under 35 U.S.C. 102(e) as being anticipated by Ota US Patent No.6,437,797.

2. **Regarding Claim 1**

Ota teaches,

- means for receiving a plurality of pieces of image information each of which has attribute data of time and a plurality of pieces of position information each of which has attribute data of time (see Fig.1, col.3, lines 29-30, “plurality of captured images...the position and time information”);

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- means for setting a corresponding relationship between the pieces of image information and the pieces of position information using the attribute data of time as a parameter (see Fig.2, col.3 & col.4, line 67 & line 1, “captured images are correlated with the GPS information);

3. **Regarding Claim 2**

Ota teaches,

- means for displaying the position information and/or the corresponding image information in relation to a point on a map displayed based on the map information. (see Fig.10, col.1, lines 56-62, “reading desired map data...with the read GPS information”);

4. **Regarding Claim 3**

- a predetermined icon is displayed at the point on the map, and the pieces of image information are displayed in an order according to a predetermined rule in accordance with the attribute data of time incidental to the image information. (see Fig.10, col.5, lines 54-61, “in accordance...thumbnail);

5. **Regarding Claim 4**

Rejection of Claim 1 is incorporated and further claim contain limitation recites in Claim 1, therefore Claim 4 is rejected under same rational as Claim 1.

6. **Regarding Claim 5**

Rejection of Claim 4 is incorporated and further claim contain limitation recites in Claim 4, therefore Claim 5 is rejected under same rational as Claim 4.

7. **Regarding Claim 6**

Rejection of Claim 4 is incorporated and further claim contain limitation recites in

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Claim 4, therefore Claim 6 is rejected under same rational as Claim 4.

8. **Regarding Claim 7**

Rejection of Claim 7 is incorporated and further claim contain limitation recites in Claim 1, therefore Claim 1 is rejected under same rational as Claim 1.

9. **Regarding Claim 8**

Rejection of Claim 7 is incorporated and further claim contain limitation recites in Claim 7, therefore Claim 8 is rejected under same rational Claim 7.

10. **Regarding Claim 9**

Rejection of Claim 7 is incorporated and further claim contain limitation recites in Claim 7, therefore Claim 9 is rejected under same rational as Claim 7.

11. **Regarding Claim 10**

Rejection of Claim 1 is incorporated and further claim contain limitation recites in Claim 1, therefore Claim 10 is rejected under same rational as Claim 1.

12. **Regarding Claim 11**

Rejection of Claim 4 is incorporated and further claim contain limitation recites in Claim 4, therefore Claim 11 is rejected under same rational as Claim 4.

13. **Regarding Claim 12**

Rejection of Claim 7 is incorporated and further claim contain limitation recites in Claim 7, therefore Claim 12 is rejected under same rational as Claim 7.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure, Murphy et al USPN 6,282,362, Friedman USPN 5,499,294, Schumacher et al USPN 6,269,446 and Hashimoto USPN 6,507,371.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anh Nguyen whose telephone is (703) 305-8649. The examiner can normally be reached on Monday-Friday from 8:00am to 5:00pm.

If attempts to reach the examiner are unsuccessful, the examiner's supervisor, Anil Khatri can be reached at (703) 305-0282. The fax number for the organization where this application proceeding is assigned are (703) 746-7239 for regular communications and (703) 746-7238 for After Final communications.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone is (703) 305-3900.

September 3, 2003

AN *An*


ANIL KHATRI
SUPERVISORY PATENT EXAMINER